

Agency 39

Kansas Turnpike Authority

Articles

- 39-1. LIMITATIONS ON USE OF TURNPIKE.
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Article 1.—LIMITATIONS ON USE OF TURNPIKE

39-1-1. Entry upon and use of turnpike prohibited; application. (a) Entry upon and the use of the Kansas turnpike by the following shall be prohibited:

- (1) Pedestrians;
- (2) bicycles with or without motors, and motor scooters;
- (3) animals or animal-drawn vehicles;
- (4) farm implements or machinery, either self-propelled or towed;
- (5) vehicles loaded with poultry or livestock not properly confined;
- (6) vehicles with improperly secured loads;
- (7) vehicles that, in the judgment of a member of the highway patrol, are unsafe;
- (8) vehicles with deflated pneumatic tires; also vehicles with tires in this condition, in the judgment of a member of the highway patrol, as to be unsafe for use upon the turnpike;
- (9) vehicles with metal tires, or solid tires worn to metal;
- (10)(A) vehicles, including the load thereon, exceeding 14 feet in height, unless measured and cleared by a member of the turnpike highway patrol troop at the point of turnpike entry; and
- (B) vehicles, including the load thereon, exceeding 12 feet six inches in width during the hours of darkness, or 14 feet in width during the hours of daylight, without authorization from the chief engineer or the turnpike highway patrol commander before entry. Use of the turnpike by these vehicles shall be subject to any special requirements imposed by the chief engineer or the turnpike highway patrol commander to ensure the safety of turnpike customers;

(11) Vehicles without adequate liability insurance;

(12) vehicles with axle weight in excess of the maximum established by Kansas law or with a combined gross weight in excess of 120,000 pounds; and

(13) vehicles with an overall length greater than 119 feet.

(b) Vehicles carrying explosives and either detonators or caps in the same load shall not be permitted use of the turnpike.

(c)(1) Vehicles in tow by nonrigid connection shall not be permitted to enter the turnpike under any circumstances.

(2) Disabled vehicles in tow shall be prohibited unless towed with a rigid tow bar or connection, or by an emergency vehicle with the proper equipment and permits to adequately handle the type of vehicle disabled.

(d) Vehicles with loads extending more than six inches beyond the sides or more than four feet beyond the body of the vehicle or other supporting member shall be prohibited, except when properly flagged for daytime travel or properly lighted for nighttime travel.

(e) Restrictions on the movement of some or all oversize vehicles or combinations of vehicles may be temporarily implemented due to wind, weather, road, or construction conditions.

(f) Use of spotlights and sirens on the turnpike shall be prohibited, except for emergency and police vehicles.

(g) Use of the turnpike system for landing of aircraft shall be prohibited, except in the case of extreme emergency.

(h) It shall be the duty of the toll collection personnel and the members of the highway patrol

to enforce the provisions set forth above, and all persons shall comply with the orders given by these employees and members of the highway patrol to prevent the use of or entry upon the turnpike by any of the forbidden vehicles listed in this regulation. (Authorized by and implementing K.S.A. 68-2004; effective Jan. 1, 1966; amended Jan. 8, 1999.)

39-1-2. Hitchhiking and loitering. Solicitation of rides, commonly known as hitchhiking, on any portion of the turnpike is prohibited. Loitering in or about toll plazas or any other portion of the turnpike is prohibited. Stopping of vehicles by patrons for the purpose of picking up or discharging hitchhikers is prohibited. (Authorized by K.S.A. 68-2004; effective Jan. 1, 1966.)

39-1-3. Waste and rubbish. Littering or disposing of bottles, cans, paper, waste or rubbish of any kind on the turnpike is prohibited. (Authorized by K.S.A. 68-2004; effective Jan. 1, 1966.)

39-1-4. Damage to property. No person shall cut, mutilate or remove any trees, shrubs or plants located on the turnpike, nor shall he deface, damage, mutilate, or remove any sign, delineator, structure, fence or any other property of the turnpike. (Authorized by K.S.A. 68-2004; effective Jan. 1, 1966.)

39-1-5. Alcoholic beverages, gambling and weapons. The consumption of alcoholic beverages, participation in games of chance, and brandishing of weapons by any person is prohibited on the turnpike. Patrons obviously under the influence of drugs or intoxicating beverages shall be refused entry upon the turnpike. (Authorized by K.S.A. 68-2004; effective Jan. 1, 1966.)

39-1-6. Solicitation of funds; other commercial activity. No person shall solicit funds for any purpose on the turnpike without written permit granted by the authority. Commercial activity of any nature on the turnpike without the written permission of the authority is prohibited. No person shall post, distribute, or display signs, advertisements, circulars and printed or written matter on the turnpike without written permission from the authority. (Authorized by K.S.A. 68-2004; effective Jan. 1, 1966.)

39-1-7. Definitions. In addition to words and terms defined elsewhere in this manual, the following words and terms as used in this manual

shall have the following meanings unless some other meaning is plainly intended:

(a) *Kansas turnpike authority or authority.* The governmental unit created by section 68-2003, Kansas Statutes Annotated and any amendments thereto.

(b) *Turnpike system or turnpike.* All traffic lanes, acceleration lanes, deceleration lanes, structures, bridges, shoulders, medial strips, service areas and any other areas within the rights-of-way of the divided highway under the jurisdiction of the turnpike authority, and including all easements or other property outside its right-of-way.

(c) *Vehicle.* Any device in, upon or by which any person or property is or may be transported or drawn upon a public highway.

(d) *Motor vehicle.* Any vehicle propelled by any power other than muscular power.

(e) *Emergency vehicles.* Vehicles such as highway patrol cars, ambulances, tow trucks, or fire engines when used during emergency situations.

(f) *Operator.* A person who operates or causes a vehicle to move. (Authorized by K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967.)

39-1-8. (Authorized by K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967; revoked Jan. 8, 1999.)

39-1-9. Speed limits. Vehicles shall not be operated on the Kansas turnpike at a speed greater than that which is reasonable and prudent under the conditions then existing. Where signs are erected indicating a particular speed, all vehicles within the area or zone or sections where these signs are erected shall not at any time be operated in excess of the speed indicated by these signs. No vehicle shall be operated on the Kansas turnpike at a speed less than 40 miles per hour, except when necessary to do so because of inclement weather or other hazards existing upon the turnpike. (Authorized by and implementing K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967; amended, E-70-38, Aug. 17, 1970; amended, E-71-10, Dec. 28, 1970; amended Jan. 1, 1973; amended, E-74-23, April 22, 1974; amended May 1, 1975; amended Jan. 8, 1999.)

39-1-10. Uniform direction of traffic. No vehicle shall be operated, pushed, or otherwise caused to be moved in a direction which is against the normal flow of traffic on any traffic lane, de-

celeration lane, acceleration lane, access ramp, shoulder, or other travel way on the Kansas turnpike. Upon entering a traffic lane from a service area, interchange or access ramp, the operator of a vehicle shall use the acceleration lane and he shall enter the turnpike with caution so as not to interfere with or endanger other traffic. (Authorized by K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967.)

39-1-11. Use of medial strip. The medial strip of the turnpike system is the area separating traffic moving in opposite directions. No person or persons shall operate a vehicle across such medial strip. Driving a vehicle on such medial strip is prohibited. Parking, standing or stopping on such medial strip is prohibited. These provisions shall not apply to Kansas highway patrol vehicles, to Kansas turnpike officials or maintenance vehicles, or to emergency vehicles operated under agreement with the turnpike authority when operated in the performance of their official duties, provided that the operator uses caution so as not to interfere with or endanger traffic. (Authorized by K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967.)

39-1-12. No U-turns. The making of a U-turn at any point on the turnpike system is prohibited. Excepted from the provisions of this paragraph are such authorized vehicles as are described under section 3, above, and then only under such conditions as are described therein. (Authorized by K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967.)

39-1-13. Driving in traffic lane, overtaking and passing. Lane traffic (the right to drive in right or left lane of traffic going in the same direction) is authorized on the Kansas turnpike. A vehicle shall be driven as nearly as practicable entirely within a single lane, and shall not be moved from such lane until the operator has first ascertained that such movement can be made with safety. A driver of a vehicle may overtake and pass upon the right or left side of another vehicle only when this can be done by staying within lane 1 and 2, but said overtaking and passing cannot be done if the driver has to drive off the main portion of the turnpike. Any driver of a vehicle intending to change lanes shall give proper and sufficient signal of intention to turn right or left before making said lane change, then yield right-of-way. (Au-

thorized by K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967.)

39-1-14. (Authorized by K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967; revoked Jan. 8, 1999.)

39-1-15. Accidents. In addition to the provisions of the traffic laws of the state of Kansas, the operator of a vehicle involved in an accident on the turnpike system resulting in injury or death to any person or damage to any property, real or personal, shall immediately stop such vehicle at the scene of the accident, render such assistance as may be needed, and give his name, address, license and registration number to the person injured or the person sustaining the damage and to a member of the Kansas highway patrol or to a toll collector at the nearest toll booth. (Authorized by K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967.)

39-1-16. Impounding of vehicles. Vehicles illegally parked or abandoned on the turnpike system may be towed off the turnpike system and impounded. Such vehicles may not be removed from the storage compound until after payment of towing, storage and other charges. (Authorized by K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967.)

39-1-17. Following too closely. The operator of a passenger car shall not follow within two hundred (200) feet of another vehicle and the operator of any truck or tractor shall not follow within three hundred (300) feet of another vehicle. (Authorized by K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967.)

39-1-18. Vehicle and traffic law. Except for those sections which are inconsistent with or modified by the above rules and regulations, the provisions of all of the articles and sections of the Kansas Statutes Annotated, and any amendments thereto, shall apply on the turnpike system. (Authorized by K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967; amended, E-74-40, Aug. 16, 1974; amended May 1, 1975.)

39-1-19. Obedience to officers, signs, and signals. No person shall fail, neglect, or refuse to comply with any traffic control sign, signal, or device erected or displayed by the turnpike authority on the turnpike system, unless directed otherwise by a member of the highway patrol or turnpike authority employee. (Authorized by and

implementing K.S.A. 68-2004; effective, E-66-2, Feb. 14, 1966; effective Jan. 1, 1967; amended Jan. 8, 1999.)

Article 2.—TOLLS

Editor's Note:

Provisions of this article are exempt from the publication requirements of K.S.A. 77-415 et seq.

Article 3.—BONDS AND COUPONS FOR TURNPIKE No. 1

DUPLICATION OF LOST, STOLEN, DESTROYED OR MUTILATED BONDS AND COUPONS AND PAYMENT OF SAME, ETC.

39-3-1. (Authorized by K.S.A. 68-2004, 68-2010 and section 211 of the trust agreement dated Oct. 1, 1954; effective Jan. 1, 1966; revoked Jan. 8, 1999.)

39-3-2. (Authorized by K.S.A. 68-2004, 68-2010 and section 211 of the trust agreement dated Oct. 1, 1954; effective Jan. 1, 1966; revoked Jan. 8, 1999.)

39-3-3. (Authorized by K.S.A. 68-2004, 68-2010 and section 211 of the trust agreement dated Oct. 1, 1954; effective Jan. 1, 1966; revoked Jan. 8, 1999.)

39-3-4. (Authorized by K.S.A. 68-2004, 68-2010 and section 211 of the trust agreement dated Oct. 1, 1954; effective Jan. 1, 1966; revoked Jan. 8, 1999.)

39-3-5. (Authorized by K.S.A. 68-2032, 68-2038 and section 211 of the trust agreement dated Aug. 1, 1957; effective Jan. 1, 1966; revoked Jan. 8, 1999.)

39-3-6. (Authorized by K.S.A. 68-2032, 68-2038 and section 211 of the trust agreement dated Aug. 1, 1957; effective Jan. 1, 1966; revoked Jan. 8, 1999.)

39-3-7. (Authorized by K.S.A. 68-2032, 68-2038 and section 211 of the trust agreement dated Aug. 1, 1957; effective Jan. 1, 1966; revoked Jan. 8, 1999.)

39-3-8. (Authorized by K.S.A. 68-2032, 68-2038 and section 211 of the trust agreement dated Aug. 1, 1957; effective Jan. 1, 1966; revoked Jan. 8, 1999.)

Article 4.—DESIGNATION OF OFFICE

39-4-1. Designation of office. The office of the Kansas Turnpike authority shall be and is hereby designated to be in Sedgwick county, Kansas, at 9401 East Kellogg, Wichita, Kansas. (Authorized by K.S.A. 68-2004 (c); effective Jan. 1, 1966.)

Article 5.—DISCOUNT RATES

39-5-1. (Authorized by K.S.A. 68-2004(g); effective Jan. 1, 1966; revoked Jan. 8, 1999.)

Article 6.—CLASSIFICATION AND TOLLS FOR KANSAS CITY EXPRESSWAY

39-6-1. (Authorized by Chapter 68, Article 20, K.S.A. specifically sections 68-2030 to 68-2049 thereof, and sections 501 and 502 of the trust agreement dated Aug. 1, 1957; effective Jan. 1, 1966; revoked Jan. 8, 1999.)

39-6-2. (Authorized by K.S.A. 68-2030 to 68-2049 and sections 501 and 502 of the trust agreement dated Aug. 1, 1957; effective Jan. 1, 1966; revoked Jan. 8, 1999.)